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## THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

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BRÖGMANN, Bianca et al.

Confirmation No.:

Serial No.:

10/510,674

Art Unit:

1617

Filing Date:

May 23, 2005

Examiner:

CAPPS, Kevin J.

Attorney Docket No:

Y2428-00162

Title:

PHARMACEUTICAL

PREPARATION CONTAINING OXYCODONE AND NALOXONE

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 C.F.R. § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

Enclosures accompanying this Information Disclosure Statement are the following:

- 1. A Substitute Form 1449/PTO entitled Information Disclosure Statement by Applicant listing References A05 and B10-B13;
  - 2. Copies of References B10-B13.

Pursuant to 37 C.F.R. § 1.98(a)(2)(ii), a copy of Reference A05, which is a United States patent document, is not being submitted unless required by the Office.

This Information Disclosure Statement is filed under 37 C.F.R. § 1.97(b) before the mailing of a first Office Action on the merits. Therefore, no fee is believed to be due for this Information Disclosure Statement. If any fee is believed to be due, however, the Commissioner is hereby authorized to charge any such fees that may be due to Duane Morris Deposit Account No. 04-1679.

No admission is made that the information cited in this Statement is, or is considered to be, material to patentability and no representation is made that a search has been made pursuant to 37 C.F.R. §§ 1.97(g) and (h).

Date:

December 6, 2006

Respectfully submitted,

31,636

Reg. No

Dyane Morris

280 Lexington Ave.

New York, N.Y. 10168

212-692-1000

**Enclosures** 

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449/PTO

Sheet 1

DEC 0 6 2006

## INFORMATION SISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

of 1

Complete if Known				
Application Number	10/510,674			
Filing Date	May 23, 2005			
First Named Inventor	BROGMANN, Bianca			
Art Unit	1617			
Examiner Name	CAPPS, Kevin J.			
Attorney Docket Number	Y2428-00162			

U. S. PATENT DOCUMENTS							
Examiner Initials*	Cite No.1	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
	A05	<sup>US-</sup> 6,716,449	04-06-2002	Oshlack, et al.	<u> </u>		
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Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	
	B10	EP 0 527 638	02-17-1993	Euro-Celtique S.A.		
	B11	EP 0 631 781	01-04-1995	Euro-Celtique S.A.		
	B12	EP 0 699 436	03-06-1996	Euro-Celtique S.A.		L
	B13	WO 97/45091	12-04-1997	Euro-Celtique S.A.	7	I
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Examiner			 Date	· · · · · · · · · · · · · · · · · · ·
Signature			Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.